

# **SOCIOLOGY OF SEXUALITY, CRIMINAL LAW AND HUMAN RIGHTS IN INDIA: TRANSITIONAL MORALITY AND PRIMORDIAL POLITICS IN LOCAL JUSTICE AND GLOBAL STANDARDS**

**BY  
DR. NAFEES AHMAD<sup>1</sup>**

## **(ABSTRACT)**

Sexuality is a concatenation of highly complex, convoluted and conflict elements of social nature that defines dynamism, deviation and destination of carnal orientation. Cosmopolitanism of Human Rights demonstrates the significance of employing sociological tools and technics to understand the changing character of sexuality and criminal law. Off late India has been smarting, shining and basking in the reflected glory of ornamentalism of occidental ostentations in a state of new found economic empowerment of the few. In contrast, larger social milieu does have its predilections and priorities outside the governance structure which have ruthlessly been construed preposterous, parochial and primordial that has sandwiched squeezed and twisted the human rights paradigm between sociology of sexuality and criminal law. The author offers an original and critical analysis of the historical and contemporary canvass, crisis and impact that sociology of sexuality and criminal law have on the transformation, transmigration and transcendentalism of social life and likewise. Though sexuality and criminal law were defining determinants, decisive segments and coterminous components in the formation of modernity which most analyses and tend to shy away from the sociological study of the gory and grim inception of contemporary social life on this beautiful planet. Whereas, human rights re-formulate the study of sexuality on the anvil of transitional morality in a land of human hierarchy like India by providing a wide-ranging sociological analysis of local justice and global standards that links classical and contemporary theorizations with specific historical and geographical contexts and concepts. Present paper covers sociology of sexuality in pre-socio-political orientations, modern criminal law, nationalism norms, social stratification and divisions, judicial pretensions through case law, failure of universal institutionalism, myopic societal perception, gender and new LGBT solidarity discourse in the geo-political theatre of transitional contours of morality measured against the primordial politics in local justice contrary to global standards.

---

<sup>1</sup> Ph.D., LL.M, Assistant Professor, Faculty of Legal Studies, South Asian University-New Delhi-110021. Author teaches Comparative Constitutional Law of SAARC Nations, International Refugee Law & Human Rights and Asylum & Forced Migration Studies.